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**APR 16 2004**

**OFFICE OF PETITIONS**

In re Application of  
Winegarden et al.  
Application No. 09/723,400  
Filed: November 27, 2000  
Attorney Docket No. 718188.1

**ON PETITION**

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed January 6, 2004, to revive the above-identified application.

The petition is **granted**.

This application became abandoned for failure to timely and properly reply within three months to the final Office action mailed June 12, 2003. A three-month extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, this application became abandoned on December 13, 2003.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b).

**The Notice of Appeal filed January 6, 2004, has been entered and made of record. Accordingly, the 2-month period for filing the appeal brief, in triplicate, accompanied by the fee required by law, runs from the date of this decision.**

This matter is now being forwarded to Technology Center 1700 for further processing.

Telephone inquiries should be directed to the undersigned at (703) 306-0482.

Liana Chase  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy